FEB 10 2005 18:14 FR BABCOCK-WILCOX PATENT330 860 6609 TO 917038729306

P.03/07

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

tele only

in re patent application of

PYROMETER FOR MEASURING THE

JOHN T. HUTSON ET AL.

TEMPERATURE OF A GAS COMPONENT

Filed:

March 4, 2004

Serial No.: 10/774,565 Confirmation No.: 8509

Art Unit:

2859

Examiner: JAGAN, MIRELLYS Attorney Docket No.: Case 5887D

Mail Stop: Amendment Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

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AMENDMENT AND PETITION FOR THREE MONTH EXTENSION OF TIME

Applicants hereby petition, under 37 CFR §1.136(a)(1), for a three (3) month extension of time within which to respond to the Office Action malled August 10, 2004; that is up to and including February 10, 2004. The Commissioner is hereby authorized to charge the sum of \$1020 for the three (3) month extension of time as required under 37 CFR §1.17(a)(3) to Deposit Account No. 50-1813 as set forth in the enclosed Transmittal.

In response to the Office Action mailed August 10, 2004, please amend the aboveidentified patent application without prejudice as follows:

Amendments to the Specification - none.

Amendments to the Claims - are reflected in the listing of claims which begins on page 3 of this paper.

Amendment to the Drawings - none

Remarks begin on page 4 of this paper

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PTO/68/22 (12-04)
Approved for use through 07/31/2006. CMB 0651-0031
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Under the paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless of displays a valid OMB control number.

PETITION	FOR EXTENSION OF TIME UNDER 37	Docket Number (Optional)							
(Face)	FY 2005 pursuant to the Consolidated Appropriations Act, 20	CASE SEETD							
Application N		Filed 02 109 12	,004						
For John - Hutso									
Art Unit	2.859		Examiner 1996	mirelys					
This is a request under the provisions of 37 CFR 1.136(a) to extend the period for filing a rapty in the above identified application.									
The requested extension and fee are as follows (check time period desired and enter the appropriate fee below):									
		Fee	Small Entity Fee						
	One month (37 CFR 1.17(a)(1))	\$120	\$60	s					
	Two months (37 CFR 1.17(a)(2))	\$450	\$225	\$					
図	Three months (37 CFR 1.17(a)(3))	\$1020	\$510	s					
	Four months (37 CFR 1.17(a)(4))	\$1590	\$795	\$					
	Five months (37 CFR 1.17(a)(5))	\$2160	\$1080	\$					
Applicat	nt claims small entity status. See 37 CFR 1.	27.							
A chec	k in the amount of the fee is enclosed.								
Payme	nt by credit card. Form PTO-2038 is att	ached.							
The Dir	rector has already been authorized to cl	harge fees in this ap	oplication to a Deposit.	Account.					
}	rector is hereby authorized to charge ar								
- Debosi	t Account Number		enclosed a duplicate of						
WARNING: information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.									
l am the applicant/inventor.									
	assignee of record of the entire								
	Statement under 37 CFR 3.73(b) is enclosed (Form PTO/SB/96).								
attorney or agent of record. Registration Number 5443C									
	attorney or agent under 37 CFR Registration number if acting under	. 1.34. 37 CFR 1,34							
	840 - July	2-10-05							
	Signature		Dat	18					
l	Michael J Seymour		(330) 860	1477					
	Typed or printed name		Telephone	Number					
NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below.									
Total	of forms are s	pubmitted.							
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Tris collection of Information is required by 37 CFR 1.136(a). The Information is required to obtain or retain a benuit by the public which is to list (and by the USFTO to process) an application. Combinationally is governed by 33 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 8 minutes to complete, including gesthering, properting, and submitting the completed application form to the USFTO. Time will vary depending upon the including cases. Any comments on the amount of time you require to complete the tom end/or suggestions for reducing the burden, should be sent to the Chief Information Officer, U.S. Population of the Chief Information Officer, U.S. Populati

If you need assistance in completing the form, can 1-800-PTO-9199 and select option 2.

PTO/SB/06 (08-03)
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Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless PATENT APPLICATION FEE DETERMINATION RECORD Substitute for Form PTO-875									Application or Docket Number		
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The "Highest Number Previously Paid For" (Total or Independent) is the highest number found in the appropriate box in column 1.

This collection of information is required by 37 CFR 1.16. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR-1.14. This collection is estimated to take 12 minutes to complete, using gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.